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*Counsel for the Debtor  
and Debtor in Possession*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

*In re:*

THE ROMAN CATHOLIC DIOCESE OF  
ROCKVILLE CENTRE, NEW YORK,<sup>1</sup>

Case No. 20-12345 (MG)

Debtor.

THE ROMAN CATHOLIC DIOCESE OF  
ROCKVILLE CENTRE, NEW YORK,

Plaintiff,

v.

Adv. Pro. No. 20-01226

ARK320 DOE, *et al.*,<sup>2</sup>

Defendants.

**NOTICE OF MOTION  
FOR PRELIMINARY INJUNCTION  
UNDER SECTIONS 362 AND 105(a) OF THE BANKRUPTCY CODE**

<sup>1</sup> The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Centre, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is P.O. Box 9023, Rockville Centre, NY 11571-9023.

<sup>2</sup> A full list of the Defendants in this adversary proceeding is included in Exhibit A to the Verified Complaint for Declaratory and Injunctive Relief [Adv. Pro. Docket No. 1].

**PLEASE TAKE NOTICE** that Plaintiff The Roman Catholic Diocese of Rockville Centre, New York (the “Debtor” or “DRVC”), upon the accompanying (i) memorandum of law, dated July 21, 2022; and (ii) the Declaration of Eric P. Stephens, dated July 21, 2022, the Declaration of Charles Moore, dated July 21, 2022, and the Declaration of Kenneth F. Porter, dated July 21, 2022, and the exhibits annexed thereto, hereby moves this Court under 11 U.S.C. §§ 362 and 105(a), and Rule 7065 of the Federal Rules of Bankruptcy Procedure, for an Order, substantially in the form attached hereto as **Exhibit A**, enjoining the prosecution of the claims identified in Exhibit A to the Debtor’s memorandum of law.

**PLEASE TAKE FURTHER NOTICE** that:

- 1) Objections or oppositions, if any, to the relief sought by the Debtor be in writing and filed with the Court and served no later than July 28, 2022 at 4:00 p.m. (Eastern Time) (the “Objection Deadline”);
- 2) A reply, if any, to objections timely filed must be in writing and filed with the Court and served no later than August 1, 2022 at 4:00 p.m. (Eastern Time) (the “Reply Deadline”).

**PLEASE TAKE FURTHER NOTICE** that a hearing on the motion (the “Hearing”) by the Debtor has been proposed to be held before the Honorable Martin Glenn, Chief United States Bankruptcy Judge for the Southern District of New York, in the United States Bankruptcy Court for the Southern District of New York (the “Court”) on August 4, 2022, at 10:00 a.m. (Eastern Time) or as soon thereafter as counsel may be heard (the “Hearing”). The Hearing will be a hybrid **Zoom/live** hearing, with some participants appearing by Zoom for Government and others appearing in the U.S. Bankruptcy Court for the Southern District of New York, located at One Bowling Green, New York, NY, in Courtroom 523.

**PLEASE TAKE FURTHER NOTICE** that parties wishing to appear at the Hearing via Zoom for Government, whether making a “live” or “listen only” appearance before the Court, must make an electronic appearance through the Court’s website at <https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl> on or before August 3, 2022, at 4:00 p.m. (prevailing Eastern Time). After the deadline for parties to make electronic appearances has passed, parties who have made their electronic appearance through the Court’s website will receive an invitation from the Court with a Zoom link that will allow them to attend the Hearing. Requests to receive a Zoom link should not be emailed to the Court, and the Court will not respond to late requests that are submitted on the day of the hearing. Further information on the use of Zoom for Government can be found at the Court’s website at <https://www.nysb.uscourts.gov/zoom-video-hearing-guide>.

**PLEASE TAKE FURTHER NOTICE** that some parties will be attending the Hearing in person. All persons who enter the courthouse must be fully vaccinated, must present proof of vaccination status to court personnel, and must comply with General Order M-587, available at <https://www.nysb.uscourts.gov/sites/default/files/m587.pdf>. Because courtroom capacity is limited, any person who wishes to appear in person must contact the Courtroom Deputy, Deanna Anderson, at [mg.chambers@nysb.uscourts.gov](mailto:mg.chambers@nysb.uscourts.gov) by August 1, 2021, at 1:00 p.m. (prevailing Eastern Time) to request and coordinate an in-person appearance.

**PLEASE TAKE FURTHER NOTICE** that the Hearing may be adjourned from time to time without further notice other than the filing of a notice on the Court’s electronic docket for this case or the announcement of such adjournment in open court.

*[Remainder of Page Intentionally Left Blank]*

Dated: July 21, 2022  
New York, New York

Respectfully submitted,

/s/ Corinne Ball

Corinne Ball

Todd Geremia

Benjamin Rosenblum

Andrew Butler

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*Proposed Counsel for the Debtor and  
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**EXHIBIT A**

**Proposed Order**



Code (the “Bankruptcy Code”) and Rule 7065 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”); the Court having reviewed and considered the Complaint, the Motion, the briefs, declarations and other documents filed in support of the Motion, all other evidence and argument submitted by the Plaintiff in support thereof, and all objections and replies thereto; and due and proper notice of the Motion having been given, and no other or further notice being necessary or required; and the Court having held a hearing; and after due deliberation and sufficient cause appearing therefore; the Court finds and concludes as follows:

A. The Plaintiff in this adversary proceeding is debtor The Roman Catholic Diocese of Rockville Centre, New York. The Defendants in this adversary proceeding are those parties listed in Exhibit A to the Complaint. The Defendants are all plaintiffs in lawsuits that seek to hold the Debtor or the DRVC Related Parties liable in actions that include claims and/or causes of action arising out of the plaintiffs’ involvement or connection with the Debtor.

B. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference from the United States District Court for the Southern District of New York*, dated January 31, 2012. This is a core proceeding under 28 U.S.C. § 157(b)(2). The Debtor has confirmed its consent to the entry of a final order or judgment by the Court if it is determined that the Court, absent consent of the parties, cannot enter final order or judgments consistent with Article III of the United States Constitution. Venue in this district is proper under 28 U.S.C. §§ 1408 and 1409.

C. The legal and factual bases set forth in the Complaint, the Memorandum of Law, and declarations in support thereof, other supporting papers, and at the hearing establish just cause for the relief granted herein.

Based on these findings, **IT IS HEREBY ORDERED THAT:**

1. The relief requested by the Debtor is GRANTED as set forth herein.
2. Continued prosecution of the State Court Actions reflected in Exhibit B is hereby enjoined until December 8, 2022 (such period, as may be extended by order of this Court, the “Stay Period”). Any applicable deadline for any action to be taken in any State Court Action is hereby tolled for the duration of the Stay Period.
3. The Debtor is authorized to take all actions necessary or appropriate to carry out this Order.
4. Nothing in this Order shall prevent the Debtor from seeking a further extension of the requested preliminary injunction (i) beyond the Stay Period, or (ii) to newly filed actions against the DRVC Related Parties after the date of this Order.
5. Nothing in this Order shall affect, modify, or abrogate the automatic stay as to the Debtor under 11 U.S.C. § 362.
6. This Order shall be promptly filed in the clerk’s office and entered into the record.
7. This Court shall retain exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

Dated: \_\_\_\_\_, 2022  
New York, NY

\_\_\_\_\_  
THE HONORABLE MARTIN GLENN  
UNITED STATES BANKRUPTCY JUDGE



**EXHIBIT B**

**(List of State Court Actions)**

**List of State Court Actions**

	<b>Plaintiff(s)</b>	<b>Index No.</b>
1.	NAME ON FILE	506103/2020
2.	NAME ON FILE	506559/2020
3.	NAME ON FILE	512125/2020
4.	NAME ON FILE	512319/2020
5.	NAME ON FILE	512833/2020
6.	NAME ON FILE	513632/2020
7.	NAME ON FILE	513885/2020
8.	NAME ON FILE	515746/2020
9.	NAME ON FILE	452564/2020
10.	NAME ON FILE	517533/2020
11.	NAME ON FILE	518025/2020
12.	NAME ON FILE	518289/2020
13.	NAME ON FILE	518726/2019
14.	NAME ON FILE	519191/2019
15.	NAME ON FILE	519862/2019
16.	NAME ON FILE	522308/2019
17.	NAME ON FILE	524748/2019
18.	NAME ON FILE	526614/2019
19.	NAME ON FILE	527922/2019
20.	NAME ON FILE	600873/2020
21.	NAME ON FILE	605941/2020
22.	NAME ON FILE	606396/2020
23.	NAME ON FILE	606672/2020
24.	NAME ON FILE	606674/2020
25.	NAME ON FILE	607467/2020
26.	NAME ON FILE	607768/2020
27.	NAME ON FILE	608381/2020
28.	NAME ON FILE	609115/2020
29.	NAME ON FILE	610600/2020
30.	NAME ON FILE	611155/2019
31.	NAME ON FILE	615903/2019
32.	NAME ON FILE	617355/2019
33.	NAME ON FILE	618528/2019
34.	NAME ON FILE	618542/2019
35.	NAME ON FILE	619881/2019
36.	NAME ON FILE	620497/2019
37.	NAME ON FILE	621553/2019
38.	NAME ON FILE	624824/2019
39.	NAME ON FILE	900001/2019
40.	NAME ON FILE	900002/2019
41.	NAME ON FILE	900002/2020
42.	NAME ON FILE	900003/2019

	<b>Plaintiff(s)</b>	<b>Index No.</b>
43.	NAME ON FILE	900003/2020
44.	NAME ON FILE	900004/2019
45.	NAME ON FILE	900004/2020
46.	NAME ON FILE	900043/2020
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50.	NAME ON FILE	900007/2019
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85.	NAME ON FILE	900033/2020

	<b>Plaintiff(s)</b>	<b>Index No.</b>
86.	NAME ON FILE	900035/2019
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128.	NAME ON FILE	900068/2019

	<b>Plaintiff(s)</b>	<b>Index No.</b>
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171.	NAME ON FILE	900121/2020

	<b>Plaintiff(s)</b>	<b>Index No.</b>
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	<b>Plaintiff(s)</b>	<b>Index No.</b>
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299.	NAME ON FILE	900110/2021
300.	NAME ON FILE	613020/2021



	<b>Plaintiff(s)</b>	<b>Index No.</b>
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343.	NAME ON FILE	613957/2021

	<b>Plaintiff(s)</b>	<b>Index No.</b>
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364.	NAME ON FILE	900182/2021
365.	NAME ON FILE	518595/2021
366.	NAME ON FILE	519459/2021
367.	NAME ON FILE	614442/2021
368.	NAME ON FILE	614654/2021
369.	NAME ON FILE	614747/2021
370.	NAME ON FILE	614751/2021
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386.	NAME ON FILE	900185/2021

	<b>Plaintiff(s)</b>	<b>Index No.</b>
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396.	NAME ON FILE	518736/2021
397.	NAME ON FILE	900225/2021
398.	NAME ON FILE	900229/2021
399.	NAME ON FILE	900230/2021
400.	NAME ON FILE	900232/2021
401.	NAME ON FILE	615146/2021
402.	NAME ON FILE	614921/2021
403.	NAME ON FILE	900242/2021
404.	NAME ON FILE	900112/2021
405.	NAME ON FILE	900129/2021
406.	NAME ON FILE	900221/2021
407.	NAME ON FILE	615121/2021
408.	NAME ON FILE	615122/2021
409.	NAME ON FILE	615134/2021
410.	NAME ON FILE	615135/2021
411.	NAME ON FILE	900235/2021
412.	NAME ON FILE	900245/2021
413.	NAME ON FILE	900246/2021
414.	NAME ON FILE	951014/2021
415.	NAME ON FILE	615133/2021
416.	NAME ON FILE	900262/2021
417.	NAME ON FILE	900269/2021
418.	NAME ON FILE	900271/2021
419.	NAME ON FILE	900275/2021
420.	NAME ON FILE	900277/2021
421.	NAME ON FILE	900265/2021
422.	NAME ON FILE	615333/2021
423.	NAME ON FILE	900286/2021
424.	NAME ON FILE	900289/2021
425.	NAME ON FILE	900303/2021
426.	NAME ON FILE	900298/2021
427.	NAME ON FILE	RESERVED
428.	NAME ON FILE	900301/2021
429.	NAME ON FILE	900305/2021

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431.	NAME ON FILE	615422/2021
432.	NAME ON FILE	900307/2021
433.	NAME ON FILE	900366/2021
434.	NAME ON FILE	520225/2021
435.	NAME ON FILE	951198/2021
436.	NAME ON FILE	614848/2021
437.	NAME ON FILE	900313/2021
438.	NAME ON FILE	900312/2021
439.	NAME ON FILE	900314/2021
440.	NAME ON FILE	615522/2021
441.	NAME ON FILE	615525/2021
442.	NAME ON FILE	615528/2021
443.	NAME ON FILE	615542/2021
444.	NAME ON FILE	900344/2021
445.	NAME ON FILE	900345/2021
446.	NAME ON FILE	900348/2021
447.	NAME ON FILE	900353/2021
448.	NAME ON FILE	900308/2021
449.	NAME ON FILE	900309/2021
450.	NAME ON FILE	900362/2021
451.	NAME ON FILE	900363/2021
452.	NAME ON FILE	900369/2021
453.	NAME ON FILE	900380/2021
454.	NAME ON FILE	900389/2021
455.	NAME ON FILE	900378/2021
456.	NAME ON FILE	900377/2021
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459.	NAME ON FILE	900189/2021
460.	NAME ON FILE	900390/2021
461.	NAME ON FILE	900386/2021
462.	NAME ON FILE	900387/2021
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466.	NAME ON FILE	900383/2021
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468.	NAME ON FILE	900374/2021
469.	NAME ON FILE	900357/2021
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478.	NAME ON FILE	900163/2021
479.	NAME ON FILE	900294/2021
480.	NAME ON FILE	900131/2021
481.	NAME ON FILE	900364/2021
482.	NAME ON FILE	519751/2021
483.	NAME ON FILE	900220/2021
484.	NAME ON FILE	900116/2021
485.	NAME ON FILE	900403/2021
486.	NAME ON FILE	900116/2020
487.	NAME ON FILE	900081/2021
488.	NAME ON FILE	RESERVED
489.	NAME ON FILE	514631/2021
490.	NAME ON FILE	951159/2021
491.	NAME ON FILE	951160/2021
492.	NAME ON FILE	520085/2021
493.	NAME ON FILE	520003/2021
494.	NAME ON FILE	520779/2021
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498.	NAME ON FILE	900259/2021
499.	NAME ON FILE	900260/2021
500.	NAME ON FILE	900261/2021
501.	NAME ON FILE	900264/2021
502.	NAME ON FILE	616239/2021
503.	NAME ON FILE	951246/2021
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505.	NAME ON FILE	950946/2021
506.	NAME ON FILE	400091/2021